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8 UNITED STATES DISTRICT COURT
 9 DISTRICT OF NEVADA

10 MR. FRANKLIN PAULUS,)
) Case No.2:11-cv-00903-GMN-VCF
 11 Plaintiff,)
) MOTION FOR EXTENSION OF TIME
 12 v.) (Second Request)
)
 13 UNITED STATES DEPARTMENT OF)
 EDUCATION, et al.,)
 14)
 Defendants.)
 15 _____)

16 COMES NOW Defendant, United States Department of Education,
 17 by and through Daniel G. Bogden, United States Attorney for the
 18 District of Nevada, and Carlos A. Gonzalez, Assistant United
 19 States Attorney, and respectfully moves for a thirty (30) day
 20 extension of time to and including March 30, 2012, in which to
 21 file a responsive pleading to Plaintiffs' Complaint.

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1 In support of this request for an extension of time,
2 Defendants rely upon the Memorandum of Points and Authorities set
3 forth below.

4 DATED this 29TH day of February 2012.

5 Respectfully submitted,

6 DANIEL G. BOGDEN
7 United States Attorney

8 /s/ CARLOS A. GONZALEZ
9 Carlos A. Gonzalez
10 Assistant United States Attorney
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1 MEMORANDUM OF POINTS AND AUTHORITIES

2 **I. PROCEDURAL BACKGROUND**

3 Plaintiff filed his complaint on or around June 6, 2011.
4 The summons and complaint were served on the United States
5 Attorney's Office on November 29, 2011.

6 The current due date for the Defendant of Education filing
7 of a responsive pleading is February 29, 2012.

8 **II. ARGUMENT**

9 The Federal Rules of Civil Procedure provide for an
10 enlargement of time for cause shown.

11 When an act may or must be done within a specified
12 time, the court may, for good cause, extend the
13 time . . . if a request is made, before the original
14 time or its extension expires

15 Fed. R. Civ. P., Rule 6(b).

16 This request is made prior to the expiration of time
17 permitted to respond to Plaintiff's Complaint.

18 Presently, the Department of Education's responsive
19 pleading to the complaint is near completion. However, some of
20 the exhibits needed to document defendants assertions are in the
21 process of being redacted and forwarded to undersigned counsel
22 for its inclusion in the defendant's responsive pleading.

23 Although most of the requested exhibits have been received,
24 some are in need of additional work by the Department of
25 Education.

26 ...

...

1 **III. CONCLUSION**

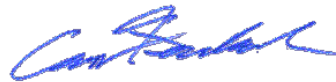
2 Therefore, the Defendant respectfully request that this
3 honorable Court grant an additional thirty (30) day extension of
4 time, up to and including March 30, 2012, to respond to
5 Plaintiff's Complaint.

6 DATED this 29th day of February 2012.

7 Respectfully submitted,
8 Daniel G. BOGDEN
9 United States Attorney

10 //S/ CARLOS A. GONZALEZ
11 CARLOS A. GONZALEZ
12 Assistant United States Attorney

13 IT IS SO ORDERED:

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16 UNITED STATES MAGISTRATE JUDGE

17 DATE: 3-8-2012
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